



Date Allowed: April 15, 2005

Docket No.: 239575US71CONT

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

RE: Application Serial No.: 10/616,925  
Applicants: Johann J NEISZ, et al.  
Filing Date: July 11, 2003  
For: IMPLANTABLE ARTICLE AND METHOD  
Group Art Unit: 3736  
Examiner: S. Gilbert

SIR:

Attached hereto for filing are the following papers:

**Response to Notice of Drawings Inconsistency with Specification, Information Disclosure Statement, PTO 1449, References (4), Australian Patent Office Examiner's First Report**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

W. Todd Baker

Registration No. 45,265

Customer Number

**22850**

(703) 413-3000 (phone)

(703) 413-2220 (fax)

I:\ATTY\WTB\AMS\239575US (AMS-004A)\PTO CVR LTR 10-02-05.DOC

John D. Dellinger

Registration No. 50,436

DOCKET NO: 239575US71CONT



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :

JOHANN J NEISZ, ET AL.

: EXAMINER: GILBERT

SERIAL NO: 10/616,925

: DATE ALLOWED: APRIL 15, 2005

FILED: JULY 11, 2003

: GROUP ART UNIT: 3736

FOR: IMPLANTABLE ARTICLE AND  
METHOD :

RESPONSE TO NOTICE OF DRAWING INCONSISTENCY  
WITH SPECIFICATION

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Office Communication dated September 2, 2005, please amend the  
above-identified application as follows:

**Amendments to the Specification** begin on page 2 of this paper.

**Remarks/Arguments** begin on page 3 of this paper.